IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 3809 of 1994

For Approval and Signature:

HON'BLE MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

ALKA TOURS & TRAVELS

Versus

AMIRBHAI PUNJABHAI SIMANI

Appearance:

1. Special Civil Application No. 3809 of 1994

MR RV DESAI for Petitioners

Respondent :: In-person

CORAM : HON'BLE MISS JUSTICE R.M.DOSHIT

Date of decision: 15/09/2004

ORAL JUDGEMENT

This petition arises from the judgment and award

dated 31st August, 1993 passed by the Labour Court, Ahmedabad in Reference [LCA] No. 2267 of 1986. By the impugned Award, the petitioner-employers have been directed to pay to the respondent-workman, wages till 30th September, 1993. Learned advocate Mr. Desai appears for the petitioners and states that the matter at dispute has been amicably settled. He produces the Consent Terms signed by one Shah Jayantilal Ballubhai, the proprietor of the petitioner firm and the respondent-workman Shri Amirbhai Punjabhai Sipai. The workman Amirbhai is present in person. The workman agrees that he has settled the matter with the petitioners. He has agreed to receive sum of Rs. 15,000/= in satisfaction of the impugned Award passed in his favour. The workman also agrees that the aforesaid sum of Rs. 15,000/= has been paid to him in the Court today. He also admits that he shall have no other claim against the petitioners pursuant to the impugned Award.

The aforesaid consent terms is ordered to be maintained on the record of the petition. The petition is allowed in terms of the consent terms. The impugned Award dated 31st August, 1993 passed in Reference [LCA] No. 2267 of 1986 is modified to the extent that the petitioners shall pay a sum of Rs. 15,000/= to the respondent-workman. Rule is made absolute to the above extent. The parties shall bear their own costs.

{Miss R.M Doshit, J.}

Prakash*